

STATE OF WISCONSIN
Senate Journal
Eighty-Seventh Regular Session

FRIDAY, June 28, 1985

10:00 A.M.

The senate met.

The senate was called to order by Fred A. Risser, president of the senate.

The senate stood for the prayer which was offered by Chaplain LeRoy Bass of Seventh Day Baptist, Madison, and Southern Wisconsin Center for the Developmentally Disabled, Union Grove.

The senate remained standing and Senator Lasee led the senate in the pledge of allegiance to the flag of the United States of America.

State of Wisconsin
Office of the Governor

June 28, 1985

To the Honorable, the Senate:

The following bills, originating in the senate, have been approved, signed and deposited in the office of the Secretary of State:

Senate Bill	Act No.	Date Approved
221-----	22-----	June 28, 1985

Respectfully,
ANTHONY S. EARL
Governor

LEAVE OF ABSENCE

By request of Senator Engeleiter, with unanimous consent, Senator Ellis was granted a leave of absence until 1:00 P.M.

INTRODUCTION OF RESOLUTIONS

Senate Joint Resolution 50

Declaring July 12, 1985, 'Badger State Games Day'.

By Senators Lorman, Engeleiter, Plewa, Strohl, McCallum, Kreul, Hanaway, Kincaid, George, Van Sistine, Otte, Adelman, Moen, Leraan, Chilsen, Theno, Harsdorf, Rude and Risser; cosponsored by Representatives Margaret Lewis, Manske, Johnsrud, Goetsch, J. Young, Wineke, Schneiders, Prosser, Byers and Radtke.

Read and referred to committee on Senate Organization.

COMMITTEE REPORTS

The committee on Aging, Banking, Commercial Credit and Taxation reports and recommends:

Assembly Bill 146

Relating to public deposits.

Concurrence:

Ayes, 7 -- Senators Feingold, Czarnezki, Helbach, Kincaid, Lorman, Kreul and Davis;

Noes, 1 -- Senator Plewa.

RUSS FEINGOLD
Chair

SENATE CLEARINGHOUSE ORDERS

Clearinghouse Rule 84-125

AN ORDER to amend NR 10.01 (3) (g) 1 and 10.07 (1) (g) 2; to repeal and recreate NR 10.10 (1) (b); and to create NR 10.101 (1) (c), relating to regulation modifications for bear hunting.

Submitted by Department of Natural Resources.
Withdrawn by agency, June 26, 1985.

The committee on Energy and Environmental Resources reports and recommends:

Clearinghouse Rule 84-124

AN ORDER to renumber NR 19.001 (1); and to create NR 19.001 (1) and (2) and 19.01, relating to timelines for approvals under ch. 29, Stats., and for boating and snowmobiling.

Submitted by Department of Natural Resources.
No action taken.

Clearinghouse Rule 84-159

AN ORDER to create NR 50.17, relating to establishing a shooting range development grant program.

Submitted by Department of Natural Resources.
No action taken.

Clearinghouse Rule 85-5

AN ORDER to create Ag 72.04 (10), relating to the sale of hazardous substances within this state and the sale of butyl nitrite and its isomers within this state.

Submitted by Department of Agriculture, Trade and Consumer Protection.

No action taken.

Clearinghouse Rule 85-7

AN ORDER to repeal NR 10.102 (1) (b) and 11.06 (2); to renumber NR 11.031 (6) and 11.04 (1); to amend NR

10.01 (3) (e) 2 (intro.) and d, 10.09 (1) (a) 2, 10.10 (2) and 10.12 (1) (b), (f) and (h) and (5) (d) 2 c and d; to repeal and recreate NR 10.001 (15) and (16), 10.01 (intro.), (1) (n), (2) (b) and (3) (e) 2 c, 10.08, 10.12 (5) (a) and (d) 2 c and d, 10.145 (3) and 11.04 (5); and to create NR 10.001 (28) and (29), 10.02 (intro.), 10.04 (intro.), 10.12 (6) to (9), 15.02 (2), 15.022 (11) and 45.13 (19), relating to housekeeping modifications to hunting, trapping, closed areas and refuge regulations.

Submitted by Department of Natural Resources.
No action taken.

Clearinghouse Rule 85-9

AN ORDER to repeal NR 19.09 (8); to renumber NR 19.09 (1) to (7); to amend NR 19.09 (6) and (7); and to create NR 19.001 (9) and (10) and 19.09 (1), relating to ricing regulations.

Submitted by Department of Natural Resources.
No action taken.

JOE STROHL
Chair

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in:

Assembly Bill 372

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 372

Relating to the salary of the state superintendent of public instruction.

By Representatives Schneider and Potter.

Read first time and referred to committee on Education and Government Operations.

CALENDAR OF JUNE 28

Assembly Bill 146

Relating to public deposits.

Read a second time.

Senate amendment 1 offered by Senator Feingold.

The question was: Adoption of senate amendment 1?

By request of Senator George, with unanimous consent, **Assembly Bill 146** was referred to joint committee on Finance.

By request of Senator Czarnecki, with unanimous consent, the rules were suspended and **Assembly Bill 372** was withdrawn from committee on Education and Government Operations and taken up at this time.

Assembly Bill 372

Relating to the salary of the state superintendent of public instruction.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 372

Read a third time.

The ayes and noes were required and the vote was: ayes, 28; noes, 4; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnecki, Davis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lee, Lecaan, Lorman, McCallum, Moen, Norquist, Otte, Plewa, Risser, Strohl, Theno, Ulichny and Van Sistine -- 28.

Noes -- Senators Lasee, Roshell, Rude and Stitt -- 4.
Absent or not voting -- Senator Ellis -- 1.

So the bill was concurred in.

By request of Senator Cullen, with unanimous consent, the rules were suspended and **Senate Joint Resolution 50** was withdrawn from committee on Senate Organization and taken up at this time.

Senate Joint Resolution 50

Declaring July 12, 1985, 'Badger State Games Day'.
Read.

Adopted.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged.

By request of Senator Kincaid, with unanimous consent, the senate stood for a moment of silent meditation for Andrew Damon, Administrator of Planning for the Department of Natural Resources who passed away on Tuesday, June 25.

By request of Senator Cullen, with unanimous consent, the senate recessed until 3:00 P.M.

10:33 A.M.

RECESS

3:00 P.M.

The senate reconvened.

By request of the president of the senate, with unanimous consent, the Senate returned to the fourth and eighth orders of business.

The joint committee on Finance reports and recommends:

Assembly Bill 146

Relating to public deposits.

Adoption of senate amendment 1:

Ayes, 16 -- Senators George, Roshell, Strohl, Norquist, Helbach, Chvala, Stitt and Chilsen. Representatives Schneider, Metz, Jauch, Travis, Kunicki, Nelsen, Panzer and Prosser;

Noes, 0 -- None.

Introduction and adoption of senate amendment 2:

Ayes, 15 -- Senators George, Roshell, Strohl, Norquist, Helbach, Chvala, Stitt and Chilsen, Representatives Schneider, Metz, Jauch, Travis, Kunicki, Nelsen and Panzer;

Noes, 1 -- Representative Prosser.

Concurrence as amended:

Ayes, 15 -- Senators George, Roshell, Strohl, Helbach, Chvala, Stitt and Chilsen, Representatives Schneider, Metz, Jauch, Travis, Kunicki, Nelsen, Panzer and Prosser;

Noes, 1 -- Senator Norquist.

GARY R. GEORGE
Chair

The joint committee on Employment Relations reports and recommends:

Senate Bill 264

Relating to moving expenses of state employes and appointees, temporary lodging allowances payable to state employes, the salary of the governor, travel expense reimbursements to volunteers providing services to state agencies and adjustment of specific pay inequities affecting state employes.

Introduction:

Ayes, 6 -- Senators Risser, Cullen and George, Representatives Loftus, Becker and Schneider;

Noes, 2 -- Senator Engeleiter and Representative Thompson.

FRED A. RISSER
Co-Chair
TOM LOFTUS
Co-Chair

Read first time and referred to committee on Senate Organization.

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has passed and asks concurrence in:

Assembly Bill 207
Assembly Bill 390

Concurred in:

Senate Joint Resolution 50

MESSAGE FROM THE ASSEMBLY
CONSIDERED

Assembly Bill 207

Relating to payment of the state share of special disaster recovery aids in connection with certain 1984 storm damage and making appropriations.

By Representatives Holperin and Tregoning, cosponsored by Senators Kincaid and Kreul.

Read first time and referred to committee on Education and Government Operations.

Assembly Bill 390

Relating to payment for claims against foster parents. By Representatives Bell and Johnsrud.

Read first time and referred to committee on Labor, Business, Veterans Affairs and Insurance.

MOTIONS

By request of Senator George, with unanimous consent, the rules were suspended and **Assembly Bill 146** was withdrawn from the committee on Senate Organization and taken up at this time.

Assembly Bill 146

Relating to public deposits.

Read a second time.

The question was: Adoption of senate amendment 1? Adopted.

The question was: Adoption of senate amendment 2? Adopted.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 146

Read a third time and concurred in as amended.

By request of Senator Czarnecki, with unanimous consent, the rules were suspended and **Assembly Bill 207** was withdrawn from the committee on Education and Government Operations and taken up at this time.

Assembly Bill 207

Relating to payment of the state share of special disaster recovery aids in connection with certain 1984 storm damage and making appropriations.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 207

Read a third time.

The ayes and noes were required and the vote was: ayes, 29; noes, 3; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnetzki, Davis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Lee, Leean, Lorman, McCallum, Moen, Otte, Risser, Rude, Stitt, Strohl, Theno, Ulichny and Van Sistine -- 29.

Noes -- Senators Norquist, Plewa and Roshell -- 3.
Absent or not voting -- Senator Ellis -- 1.

So the bill was concurred in.

LEAVE OF ABSENCE

By request of Senator Engeleiter, with unanimous consent, Senator Ellis was granted a leave of absence for the balance of today's session.

Senator Van Sistine asked unanimous consent that **Assembly Bill 390** be withdrawn from the committee on Labor, Business, Veterans Affairs and Insurance and be made a Special Order of Business.

Senator Engeleiter objected.

By request of Senator Van Sistine, with unanimous consent, he withdrew his request to have **Assembly Bill 390** withdrawn from committee on Labor, Business, Veterans Affairs and Insurance and made a Special Order of Business.

By request of Senator Cullen, with unanimous consent, the rules were suspended and **Senate Bill 264** was withdrawn from the committee on Senate Organization and taken up at this time.

By request of Senator Cullen, with unanimous consent, **Senate Bill 264** was laid on the table.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged.

By request of Senator Cullen, with unanimous consent, the senate recessed until 6:11 P.M.

3:30 P.M.

RECESS

6:11 P.M.

The senate reconvened.

By request of the president of the senate, with unanimous consent, the Senate returned to the eighth order of business.

MESSAGE FROM THE ASSEMBLY

By Joanne M. Duren, chief clerk.

Mr. President:

I am directed to inform you that the assembly has concurred in:

Assembly Bill 146, senate amendments 1 and 2

MOTIONS

By request of Senator Van Sistine, with unanimous consent, the rules were suspended and **Assembly Bill 390** was withdrawn from the committee on Labor, Business, Veterans Affairs and Insurance and taken up at this time.

Assembly Bill 390

Relating to payment for claims against foster parents.
Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Assembly Bill 390

Read a third time.

The ayes and noes were required and the vote was: ayes, 32; noes, 0; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Andrea, Chilsen, Chvala, Cullen, Czarnetzki, Davis, Engeleiter, Feingold, George, Hanaway, Harsdorf, Helbach, Kincaid, Kreul, Lasee, Lee, Leean, Lorman, McCallum, Moen, Norquist, Otte, Plewa, Risser, Roshell, Rude, Stitt, Strohl, Theno, Ulichny and Van Sistine -- 32.

Noes -- None.

Absent or not voting -- Senator Ellis -- 1.

So the bill was concurred in.

By request of Senator Cullen, with unanimous consent, the rules were suspended and **Senate Bill 264** was withdrawn from the committee on Senate Organization and taken up at this time.

Senator Norquist in the chair.

6:14 P.M.

Senate Bill 264

Relating to moving expenses of state employes and appointees, temporary lodging allowances payable to state employes, the salary of the governor, travel expense reimbursements to volunteers providing services to state agencies and adjustment of specific pay inequities affecting state employes.

Read a second time.

Ordered to a third reading.

By request of Senator Cullen, with unanimous consent, the bill was considered for final action at this time.

Senate Bill 264

Read a third time.

The ayes and noes were required and the vote was: ayes, 24; noes, 8; absent or not voting, 1; as follows:

Ayes -- Senators Adelman, Andrea, Chvala, Cullen, Czarnetzki, Engeleiter, Feingold, George, Hanaway, Helbach, Kincaid, Lee, Lorman, McCallum, Moen, Norquist, Otte, Plewa, Risser, Roshell, Strohl, Theno, Ulichny and Van Sistine -- 24.

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Noes -- Senators Chilsen, Davis, Harsdorf, Kreul, Lasee, Lekan, Rude and Stitt -- 8.

Absent or not voting -- Senator Ellis -- 1.

So the bill passed.

By request of Senator Cullen, with unanimous consent, all action was ordered immediately messaged.

The president of the senate in the chair.

6:22 P.M.

By request of Senator Cullen, with unanimous consent, the senate recessed until 8:30 P.M.

6:24 P.M.

RECESS

8:30 P.M.

The senate reconvened.

By request of Senator Cullen, with unanimous consent, the senate recessed until 10:42 P.M.

8:37 P.M.

RECESS

10:42 P.M.

The senate reconvened.

By request of Senator Engeleiter, with unanimous consent, the senate adjourned in honor of the Capitol Grounds Crew who design and care for the beautiful Capitol grounds.

By request of Senator Engeleiter, with unanimous consent, the senate adjourned in honor of the milk cow.

Upon motion of Senator Cullen the senate adjourned until 1:15 A.M. Saturday, June 29.

10:51 P.M.

CHIEF CLERK'S CORRECTION

Suggested by Legislative Reference Bureau

Senate Bill 17, assembly substitute amendment 1

1. Page 1, line 11: substitute "in" for "on".

CHIEF CLERK'S REPORT

The chief clerk records:

Senate Bill 221

Correctly enrolled and presented to the Governor on June 28, 1985.